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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91209625
Party	Defendant AGS Labs Inc.
Correspondence Address	CHRISTOPHER J. DAY LAW OFFICE OF CHRISTOPHER DAY 9977 N 90TH ST STE 155 SCOTTSDALE, AZ 85258-4499 UNITED STATES chris@daylawfirm.com
Submission	Motion to Amend Application
Filer's Name	Christopher J. Day
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Date	12/05/2013
Attachments	85648492 Motion to Amend.pdf(9425 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In re:

Mark: GREAT CHOICE
Serial No.: 85648492
TTAB No.: 91209625
Applicant: AGS Labs Inc.

AGS Labs Inc.,

Applicant,

vs.

PetSmart Store Support Group, Inc.,

Opposer.

Opposition No. 91209625

MOTION TO AMEND APPLICATION (WITH CONSENT)

Pursuant to Trademark Rule 2.133 of the Rules of Practice in Trademark Cases, 37 C.F.R. § 2.133, Applicant, AGS Labs Inc., by its undersigned and authorized officer, hereby requests an amendment to the present identification of goods/services. This motion is made with the consent of Opposer, PetSmart Store Support Group, Inc.

Applicant requests that the present identification of goods/services in International 005 be deleted, and substituted with the following:

Adhesive bandages; cough drops; dietary supplement drinks for infants and children and infant formula; medicated diaper rash ointment; enema preparations; eye care products, namely, eye drops and saline solution for medical purposes; feminine

hygiene products, namely, medicated douches, tampons, and feminine hygiene pads; first aid products, namely, rubbing alcohol, hydrogen peroxide for medical use, epsom salt, iodine tincture, witch hazel, and ipecac syrup for medical purposes; stool softener; medicated foot cream; lubricating petroleum jelly for medical purposes; pregnancy test strips for home use; medicated sleep aids; antacids; medicated callus removers and medicated callus pads; **all of the foregoing intended exclusively for use by humans and not for use by or in connection with animals**

Applicant respectfully submits that republication of the mark is not required as the proposed amendment serves to limit the goods covered by the application.

Dated December 5, 2013.

/Christopher J. Day/

Christopher J. Day, Attorney for Applicant
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CERTIFICATE OF SERVICE

I hereby certify that this correspondence is being emailed on December 5, 2013, to James L. Vana, counsel for Opposer at JVana@perkinscoie.com.

/Christopher J. Day/

Christopher J. Day